

# Daily Digest

## HIGHLIGHTS

The House of Representatives and Senate met in Joint Session to receive the President's State of the Union message.

## Senate

### Chamber Action

*Routine Proceedings, pages S833–S908*

**Measures Introduced:** Fifteen bills and three resolutions were introduced, as follows: S. 257–271, S. Res. 34–35, and S. Con. Res. 9. **Page S886**

#### Measures Reported:

S. Res. 34, authorizing expenditures by the Committee on Health, Education, Labor, and Pensions.

S. Res. 35, authorizing expenditures by the Committee on Veterans' Affairs. **Page S886**

#### Measures Passed:

**Adjournment Resolution:** Senate agreed to H. Con. Res. 39, providing for an adjournment of the House of Representatives. **Page S908**

**Nomination:** Senate continued consideration of the nomination of Alberto R. Gonzales, of Texas, to be Attorney General. **Pages S834–73**

A unanimous-consent agreement was reached providing for further consideration of the nomination following 2 hours of morning business on Thursday, February 3, 2005. **Page S908**

**Escort Committee—Agreement:** A unanimous-consent agreement was reached providing that the Presiding Officer of the Senate be authorized to appoint a committee on the part of the Senate to join with a like committee on the part of the House of Representatives to escort the President of the United States into the House Chamber for the joint session to be held tonight, Wednesday, February 2, 2005, at 9 p.m. **Pages S907–08**

**Messages from the President:** Senate received the following message from the President of the United States:

Transmitting the report on the State of the Union delivered to a Joint Session of Congress on February 2, 2005; which was ordered to lie on the table. (PM–2) **Pages S878–81**

**Messages From the House:** **Pages S881–82**

**Measures Referred:** **Page S882**

**Executive Communications:** **Pages S882–86**

**Additional Cosponsors:** **Pages S886–87**

**Statements on Introduced Bills/Resolutions:** **Page S887**

**Additional Statements:** **Pages S878–S907**

**Authority for Committees to Meet:** **Page S907**

**Adjournment:** Senate convened at 9:15 a.m., and adjourned at 10:07 p.m., until 9 a.m., on Thursday, February 3, 2005. (For Senate's program, see the remarks of Acting Majority Leader in today's Record on page S908.)

### Committee Meetings

*(Committees not listed did not meet)*

#### TSUNAMI PREPAREDNESS ACT

*Committee on Commerce, Science, and Transportation:* Committee concluded a hearing to examine the U.S. Tsunami Warning System, and S. 50, to authorize and strengthen the National Oceanic and Atmospheric Administration's tsunami detection, forecast, warning, and mitigation program, after receiving testimony from Senators Frist and Landrieu; John H. Marburger, III, Director, Office of Science and Technology Policy; Brigadier General John J. Kelly, USAF (Ret.), Deputy Under Secretary of Commerce for Oceans and Atmosphere, National Oceanic and Atmospheric Administration; Charles G. Groat, Director, U.S. Geological Survey, Department of the Interior; Arden L. Bement, Jr., Director, National Science Foundation; Roger A. Hansen, Alaska Earthquake Information Center, University of Alaska, Fairbanks; Eileen L. Shea, East-West Center, Honolulu, Hawaii; and Daniel T. Cox, Oregon State University College of Engineering, Corvallis.

**CLEAR SKIES ACT**

*Committee on Environment and Public Works:* Committee concluded a hearing to examine S. 131, to amend the Clean Air Act to reduce air pollution through expansion of cap and trade programs, to provide an alternative regulatory classification for units subject to the cap and trade program, after receiving testimony from James L. Connaughton, Chairman, Council on Environmental Quality; Brian Houseal, Adirondack Council, Albany, New York; John D. Walke, Natural Resources Defense Council, New York, New York; and Abraham Breehey, International Brotherhood of Boilermakers, Iron Ship Builders, Blacksmiths, Forgers, and Helpers, Fairfax, Virginia.

**SOCIAL SECURITY**

*Committee on Finance:* Committee held a hearing to examine the long term outlook for social security, focusing on economic, budgetary, and programmatic perspectives, and the aging of the population of the United States, receiving testimony from Douglas Holtz-Eakin, Director, Congressional Budget Office; and Stephen C. Goss, Chief Actuary, Social Security Administration.

Hearing recessed subject to the call.

**BUSINESS MEETING**

*Committee on Health, Education, Labor, and Pensions:* Committee ordered favorably reported an original resolution (S. Res. 34) authorizing expenditures by the Committee.

Also, committee adopted its rules of procedure for the 109th Congress and announced the following subcommittee assignments:

*Subcommittee on Education and Early Childhood Development:* Senators Alexander (Chairman), Gregg, Burr, Isakson, DeWine, Ensign, Hatch, Sessions, Dodd, Harkin, Jeffords, Bingaman, Murray, Reed, and Clinton.

*Subcommittee on Bioterrorism and Public Health Preparedness:* Senators Burr (Chairman), Gregg, Frist, Alexander, DeWine, Ensign, Hatch, Roberts, Kennedy, Dodd, Harkin, Mikulski, Bingaman, Murray, and Reed.

*Subcommittee on Employment and Workplace Safety:* Senators Isakson (Chairman), Alexander, Burr, Ensign, Sessions, Roberts, Murray, Dodd, Harkin, Mikulski, and Jeffords.

*Subcommittee on Retirement Security and Aging:* Senators DeWine (Chairman), Isakson, Hatch, Sessions, Roberts, Mikulski, Jeffords, Bingaman, and Clinton.

**NOMINATION**

*Committee on Homeland Security and Governmental Affairs:* Committee concluded a hearing to examine the nomination of Michael Chertoff, of New Jersey, to be Secretary of Homeland Security, after the nominee, who was introduced by Senators Corzine and Lautenberg, testified and answered questions in his own behalf.

**ASBESTOS**

*Committee on the Judiciary:* Committee concluded a hearing to examine FELA issues relating to asbestos, focusing on asbestos-related diseases, other dust diseases, and development of legislation to establish a trust fund to compensate workers with asbestos-related diseases, including the Fairness in Asbestos Injury Resolution (FAIR) Act, after receiving testimony from Edward Becker, Third Circuit Court of Appeals Judge, Philadelphia, Pennsylvania; Laura Welch, Center to Protect Workers Rights, Silver Spring, Maryland; Michael B. Martin, Maloney, Martin, and Mitchell, LLP, Houston, Texas; David Weill, University of Colorado Health Sciences Center, Denver; Lester Brickman, Yeshiva University Cardozo School of Law, New York, New York; Paul E. Epstein, University of Pennsylvania School of Medicine, Radnor; Paul R. Hoferer, BNSF Railway Co., Fort Worth, Texas, on behalf of the Association of American Railroads; Donald F. Griffin, International Brotherhood of Teamsters, Washington, D.C.; and Theodore Rodman, Ardmore, Pennsylvania.

**COMMITTEE FUNDING RESOLUTION**

*Committee on Veterans' Affairs:* Committee approved for reporting an original resolution (S. Res. 35) authorizing expenditures by the Committee.

**INTELLIGENCE**

*Select Committee on Intelligence:* Committee met in closed session to receive a briefing on certain intelligence matters from officials of the intelligence community.

# House of Representatives

## Chamber Action

**Measures Introduced:** 100 public bills, H.R. 507–606; 2 private bills, H.R. 607–608; and; 9 resolutions, H. Con. Res. 43–45, and H. Res. 62–67, were introduced. **Pages H347–53**

**Additional Cosponsors:** **Pages H353–54**

**Reports Filed:** No reports were filed today.

**Speaker:** Read a letter from the Speaker wherein he appointed Representative LaHood as Speaker Pro Tempore for today. **Page H289**

**Chaplain:** The prayer was offered today by Rev. Aubry L. Wallace, Chaplain, Chilton County Sheriff's Department in Clanton, Alabama. **Page H289**

**Suspensions:** The House agreed to suspend the rules and pass the following measures:

*Commending the Palestinian people for conducting a free and fair presidential election:* H. Res. 56, commending the Palestinian people for conducting a free and fair presidential election on January 9, 2005, by a 2/3 yea-and-nay vote of 415 yeas to 1 nay, Roll No. 17; and **Pages H292–99, H325–26**

*Urging the European Union to maintain its arms embargo on the People's Republic of China:* H. Res. 57, urging the European Union to maintain its arms embargo on the People's Republic of China, by a 2/3 yea-and-nay vote of 411 yeas to 3 nays, Roll No. 18. **Pages H299–H303, H326**

**Iraq Free Election Resolution:** The House agreed to H. Res. 60, relating to the free election in Iraq held on January 30, 2005, by yea-and-nay vote of 404 yeas to 9 nays with 3 voting "present", Roll No. 19. **Pages H303–10, H327**

The resolution was considered under a unanimous consent agreement reached yesterday, February 1. **Page H310**

**Support for equal access of military recruiters to institutions of higher education:** The House agreed to H. Con. Res. 36, expressing the continued support of Congress for equal access of military recruiters to institutions of higher education, by a yea-and-nay vote of 327 yeas to 84 nays, Roll No. 16. **Pages H310–15, H317–25**

H. Res. 59, the rule providing for consideration of the resolution was agreed to by voice vote. **Pages H315–17**

**Committee Leave of Absence:** Read a letter from Representative Tierney wherein he requested a leave of absence, effective immediately, from the Committee on Government Reform due to pending ap-

pointment to the Permanent Select Committee on Intelligence. **Page H317**

**Committee Resignation:** Read a letter from Representative Thompson (MS) wherein he resigned from the Committee on Agriculture, effective immediately. **Page H317**

**Committee Elections:** The House agreed to H. Res. 62, electing the following Members and Delegates to the following standing committees:

Committee on Agriculture: Representatives Pomerooy, Boswell, Larsen (WA), Davis (TN), and Chandler. **Page H317**

Committee on the Budget: Representative Kind. **Page H317**

Committee on Government Reform: Representative Norton. **Page H317**

Committee on Resources: Representatives George Miller (CA), Markey, DeFazio, Inslee, Udall (CO), Cardoza, and Herseth. **Page H317**

Committee on Science: Representatives Hooley (OR), Jackson-Lee (TX), Zoe Lofgren (CA), Sherman, Baird, Matheson, Costa, Al Green (TX), and Melancon. **Page H317**

Committee on Small Business: Representatives Faleomavaega, Christensen, Davis (IL), Case, Bordallo, Grijalva, Michaud, Linda Sánchez (CA), Barrow, and Bean. **Page H317**

Committee on Veterans' Affairs: Representatives Strickland, Hooley (OR), Reyes, Berkely, and Udall (NM). **Page H317**

**Calendar Wednesday:** Agreed to dispense with the Calendar Wednesday business of Wednesday, February 9. **Page H328**

**Meeting Hour:** Agreed that when the House adjourns today, it adjourn to meet at 2 p.m. on Friday, February 4, 2005, unless it sooner has received a message from the Senate transmitting its concurrence in H. Con. Res. 39, in which case the House shall stand adjourned pursuant to that concurrent resolution. **Page H328**

**Committee Elections:** The House agreed to H. Res. 64, electing Representatives Crenshaw, Wicker, and Ros-Lehtinen to the Committee on the Budget. **Page H339**

**Recess:** The House recessed at 3:41 p.m. and reconvened at 4:50 p.m. **Page H339**

**Committee Elections:** The House agreed to H. Res. 65, electing Representatives Hastings (WA), Chairman; and Representatives Biggert, Smith (TX), Hart, and Cole to the Committee on Standards of Official Conduct. **Page H339**

**Committee Elections:** The House agreed to H. Res. 66, electing the following Members to the following standing committees:

Committee on Education and the Workforce: Representative Souder. **Page H339**

Committee on Financial Services: Representative Pearce. **Page H339**

Committee on International Relations: Representative Barrett (SC). **Page H339**

Committee on Small Business: Representatives Shuster, Bradley (NH), and Keller. **Page H339**

Committee on Veterans' Affairs: Representatives Nunes and Turner. **Page H339**

**Recess:** The House recessed at 4:53 p.m. and reconvened at 8:45 p.m. **Pages H339–40**

**State of the Union Message:** President George W. Bush delivered his State of the Union address to a joint session of Congress, pursuant to the provisions of H. Con. Res. 20. He was escorted into the House chamber by a committee comprised of Representatives DeLay, Blunt, Pryce, Shadegg, Pelosi, Hoyer, Menendez, and Clyburn and Senators Frist, McConnell, Santorum, Hutchison, Kyl, Dole, Hatch, Thomas, Reid, Durbin, Stabenow, Schumer, Dorgan, and Clinton. **Pages H340–44**

Later, it was agreed that the President's message be referred to the Committee of the Whole House on the State of the Union and ordered printed (H. Doc. 109–3). **Page H344**

**Committee Resignation:** Read a letter from Representative Souder wherein he resigned from the Committee on Resources, effective today, February 2. **Page H344**

**Senate Messages:** Messages received from the Senate today appear on page H289.

**Senate Referrals:** S. 167 was referred to the Committees on the Judiciary and House Administration. **Page H344**

**Quorum Calls—Votes:** Four yea-and-nay votes developed during the proceedings today and appear on pages H325, H325–26, H326 and H327.

There were no quorum calls.

**Adjournment:** The House met at 10 a.m. and at 10:08 p.m., pursuant to the provisions of H. Con. Res. 39, stands adjourned until 2 p.m. on Tuesday, February 8.

## Committee Meetings

### ARMED FORCES ADEQUACY

*Committee on Armed Services:* Subcommittee on Military Personnel held a hearing on the adequacy of Armed Forces. Testimony was heard from the following officials of the Department of Defense: GEN

Richard A. Cody, USA, Vice Chief of Staff, LTG James R. Helmly, USA, Chief, Army Reserve; LTG H. Steven Blum, USA, Chief, National Guard Bureau; LTG Roger C. Schultz, USA, Chief, Army National Guard, all with the Department of the Army; David S. C. Chu, Under Secretary, Personnel and Readiness; and Thomas F. Hall, Assistant Secretary, Reserve Affairs.

### COMMITTEE ORGANIZATION; OVERSIGHT PLAN

*Committee on the Budget:* Met for organizational purposes.

The Committee approved an Oversight Plan for the 109th Congress.

### COMMITTEE ORGANIZATION; OVERSIGHT PLAN

*Committee on Education and the Workforce:* Met for organizational purposes.

The Committee approved an Oversight Plan for the 109th Congress.

### COMMITTEE ORGANIZATION

*Committee on Energy and Commerce:* Met for organizational purposes.

### COMMITTEE ORGANIZATION; OVERSIGHT PLAN

*Committee on Financial Services:* Met for organizational purposes.

The Committee approved an Oversight Plan for the 109th Congress.

### CONFRONTING RECIDIVISM

*Committee on Government Reform:* Held a hearing entitled "Confronting Recidivism: Prisoner Re-entry Programs and a Just Future for All Americans." Testimony was heard from Representatives Portman and Davis of Illinois; Felix Mata, Project Manager, Ex-Offender Initiative, Office of Employment Development, Baltimore, Maryland; Paul A. Quander, Jr., Director, Court Services and Offender Supervision Agency, District of Columbia; Reggie Wilkinson, Department of Rehabilitation and Correction, State of Ohio; and public witnesses.

### COMMITTEE ORGANIZATION; OVERSIGHT PLAN

*Committee on Resources:* Met for organizational purposes.

The Committee approved an Oversight Plan for the 109th Congress.

### HUBBLE SCIENCE OPTIONS

*Committee on Science:* Held a hearing on Options for Hubble Science. Testimony was heard from Lou Lanzerotti, Chair, Committee on the Assessment of

Options for Extending the Life of the Hubble Space Telescope, National Academy of Sciences; and public witnesses.

### COMMITTEE ORGANIZATION

*Committee on Transportation and Infrastructure:* Met for organizational purposes.

### COMMITTEE ORGANIZATION; OVERSIGHT PLAN

*Committee on Ways and Means:* Met for organizational purposes.

The Committee approved an Oversight Plan for the 109th Congress.

### NATIONAL SECURITY—EMERGING THREATS

*Select Committee on Intelligence:* Held a hearing on emerging threats to national security. Testimony was heard from the following former officials of the Department of Defense: Richard Perle, Assistant Secretary, International Security Policy; and Kurt Campbell, Deputy Assistant Secretary, Policy; R. James Woolsey, former Director, CIA; and public witnesses.

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### COMMITTEE MEETINGS FOR THURSDAY, FEBRUARY 3, 2005

*(Committee meetings are open unless otherwise indicated)*

#### Senate

*Committee on Agriculture, Nutrition, and Forestry:* to hold hearings to examine the effects of Bovine Spongiform

Encephalopathy (BSE) on United States imports and exports of cattle and beef, 11 a.m., SD-106.

*Committee on Appropriations:* Subcommittee on Commerce, Justice, State, and the Judiciary, to hold hearings to examine the Federal Bureau of Investigation's Information Technology Modernization Program, Trilogy, 2 p.m., SD-192.

*Committee on Armed Services:* to hold hearings to examine U.S. military operations and stabilization activities in Iraq and Afghanistan, 10 a.m., SH-216.

*Committee on Energy and Natural Resources:* to hold hearings to examine global energy trends and their potential impact on U.S. energy needs, security and policy, focusing on the 2005 annual energy outlook, perspectives on emerging world energy trends, including key factors affecting energy supply (such as OPEC and Russia) and energy demand (such as Asia), 10 a.m., SD-366.

*Committee on the Judiciary:* business meeting to consider S. 5, to amend the procedures that apply to consideration of interstate class actions to assure fairer outcomes for class members and defendants, and S. 256, to amend title 11 of the United States Code, 9:30 a.m., SD-226.

*Committee on Veterans' Affairs:* to hold hearings to examine benefits for survivors of those killed in the line of duty, 10 a.m., SR-418.

*Special Committee on Aging:* to hold hearings to examine current and future social security issues, 2 p.m., SD-628.

#### House

No committee meetings are scheduled.

## Next Meeting of the SENATE

9 a.m., Thursday, February 3

## Next Meeting of the HOUSE OF REPRESENTATIVES

2 p.m., Tuesday, February 8

## Senate Chamber

**Program for Thursday:** After the transaction of any morning business (not to extend beyond 2 hours), Senate will continue consideration of the nomination of Alberto R. Gonzales, of Texas, to be Attorney General, with up to 8 hours for debate equally divided, and that following the use or yielding back of time, Senate will proceed to a vote on confirmation of the nomination.

## House Chamber

**Program for Tuesday to be announced.**

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